



COUNCIL CHAMBERS

17555 PEAK AVENUE MORGAN HILL CALIFORNIA 95037

COUNCIL MEMBERS	REDEVELOPMENT AGENCY
Dennis Kennedy, Mayor	Dennis Kennedy, Chair
Steve Tate, Mayor Pro Tempore	Steve Tate, Vice-Chair
Larry Carr, Council Member	Larry Carr, Agency Member
Mark Grzan, Council Member	Mark Grzan, Agency Member
Greg Sellers, Council Member	Greg Sellers, Agency Member

WEDNESDAY, MARCH 2, 2005

AGENDA

JOINT MEETING

CITY COUNCIL SPECIAL AND REGULAR MEETING

and

REDEVELOPMENT AGENCY SPECIAL MEETING

6:00 P.M.

A Special Meeting of the City Council and Redevelopment Agency is Called at 6:00 P.M. for the Purpose of Conducting Closed Sessions.

Dennis Kennedy, Mayor/Chairman

CALL TO ORDER

(Mayor/Chairperson Kennedy)

ROLL CALL ATTENDANCE

(City Clerk/Agency Secretary Torrez)

DECLARATION OF POSTING OF AGENDA

Per Government Code 54954.2

(City Clerk/Agency Secretary Torrez)

6:00 P.M.

City Council Action and Redevelopment Agency Action

CLOSED SESSION:

1.

CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION

Authority: Government Code Sections 54956.9(b) & (c)
Number of Potential Cases: 4

OPPORTUNITY FOR PUBLIC COMMENT

ADJOURN TO CLOSED SESSION

RECONVENE

CLOSED SESSION ANNOUNCEMENT

7:00 P.M.

SILENT INVOCATION

PLEDGE OF ALLEGIANCE

INTRODUCTIONS

Government Access Technician
Larry Talbot

RECOGNITIONS

Community and Cultural Center Lighting Installation
Jon Maxey, Jim Tarp and Bob Foster

PROCLAMATIONS

Colon Cancer Free Zone
American Cancer Society Representative

PRESENTATIONS

Water Resource Protection Collaborative
Rosemary Kamei and Rick Callender, Santa Clara Valley Water District

Presentation of 10851 (Auto Theft) Pin
Police Sergeant Swing

CITY COUNCIL REPORT

Mayor Kennedy

CITY COUNCIL SUB-COMMITTEE REPORTS

CITY MANAGER'S REPORT

CITY ATTORNEY'S REPORT

OTHER REPORTS

PUBLIC COMMENT

NOW IS THE TIME FOR COMMENTS FROM THE PUBLIC REGARDING ITEMS NOT ON THIS AGENDA.

(See notice attached to the end of this agenda.)

**PUBLIC COMMENTS ON ITEMS APPEARING ON THIS AGENDA WILL BE TAKEN AT THE TIME
THE ITEM IS ADDRESSED BY THE COUNCIL. PLEASE COMPLETE A SPEAKER CARD AND
PRESENT IT TO THE CITY CLERK.**

(See notice attached to the end of this agenda.)

**PLEASE SUBMIT WRITTEN CORRESPONDENCE TO THE CITY CLERK/AGENCY SECRETARY. THE
CITY CLERK/AGENCY SECRETARY WILL FORWARD CORRESPONDENCE TO THE CITY
COUNCIL/REDEVELOPMENT AGENCY.**

City Council Action

CONSENT CALENDAR:

ITEMS 1-8

The Consent Calendar may be acted upon with one motion, a second and the vote, by each respective Agency. The Consent Calendar items are of a routine or generally uncontested nature and may be acted upon with one motion. Pursuant to Section 5.1 of the City Council Rules of Conduct, any member of the Council or public may request to have an item pulled from the Consent Calendar to be acted upon individually.

Time Estimate

Page

Consent Calendar: 1 - 10 Minutes

1. **CONSIDER REQUEST FROM THE CENTENNIAL MORGAN HILL COMMITTEE FOR
FUNDING ASSISTANCE** 1
Recommended Action(s): Appropriate \$29,500 of RDA Funds to the Centennial Committee.
2. **ESTABLISH APRIL 2005 AS THE MONTH TO INTERVIEW TO FILL VACANCIES ON THE
LIBRARY AND PARKS & RECREATION COMMISSIONS** 5
Recommended Action(s): Direct Staff to Schedule Interviews in April to Fill Vacancies on the Library and Parks & Recreation Commissions.
3. **ACCEPTANCE OF DONATION FOR THE COMMUNITY AND CULTURAL CENTER
HOLIDAY LIGHTING** 7
Recommended Action(s): Accept Donation of Labor and Parts through the Hometown Holidays of Morgan Hill, Inc. and Individuals Jim Tarp and Jon Maxey.

	Time Estimate	Page
	Consent Calendar: 1 - 10 Minutes	
4.	<u>AMENDMENT TO CONTRACT PROVIDING PLAN CHECKING SERVICES ON AN AS-NEEDED BASIS</u>	11
	<u>Recommended Action(s):</u>	
1.	<u>Approve</u> the Amendment to the Contract with Harris & Associates to Increase the Contract Amount by \$45,000; and	
2.	<u>Authorize</u> the City Manager to Execute the Contract Amendment, Subject to Review and Approval by the City Attorney.	
5.	<u>AMENDMENT TO ANNUAL CONTRACT WITH REPUBLIC ELECTRIC FOR TRAFFIC SIGNAL MAINTENANCE</u>	27
	<u>Recommended Action(s):</u> <u>Approve</u> the Amendment to the Agreement Dated July 7, 2004 with Signal Maintenance to Increase the Maximum Compensation from \$100,000 to \$145,000; Subject to Review and Approval by City Attorney.	
6.	<u>APPROVE PAYMENT TO GRANITE CONSTRUCTION FOR EXTRA WORK RELATIVE TO THE ANNUAL ASPHALT MAINTENANCE CONTRACT</u>	31
	<u>Recommended Action(s):</u> <u>Approve</u> Payment in the Amount of \$21,245.75 to Granite Construction for Pothole Call-Outs in Excess of the Contracted Cost for Annual Pavement Repair.	
7.	<u>AWARD OF PROFESSIONAL SERVICES CONTRACT FOR THE PREPARATION OF AN ADDENDUM TO THE FINAL ENVIRONMENTAL IMPACT REPORT FOR BUTTERFIELD BOULEVARD</u>	33
	<u>Recommended Action(s):</u> <u>Authorize</u> the City Manager to Execute a Consultant Agreement for Preparation of an Addendum to the 1992 Environmental Impact Report (SEIR) with David J. Powers and Associates, Inc. for the Purpose of Extending Butterfield Boulevard South, From Tennant Avenue to Watsonville Road; Subject to Review and Approval by the City Attorney.	
8.	<u>APPROVE SPECIAL CITY COUNCIL MEETING MINUTES OF FEBRUARY 16, 2005</u>	41

City Council and Redevelopment Agency Action

CONSENT CALENDAR:

ITEM 9

	Time Estimate	Page
	Consent Calendar: 1 - 10 Minutes	
9.	<u>APPROVE JOINT SPECIAL AND REGULAR CITY COUNCIL AND SPECIAL REDEVELOPMENT AGENCY MEETING MINUTES OF FEBRUARY 16, 2005</u>	43

City Council Action

PUBLIC HEARINGS:

	Time Estimate		Page
10.	15 Minutes	<u>ZONING AMENDMENT, ZA-04-22: CITY OF MORGAN HILL-ACREAGE REQUIRED FOR ANIMALS</u>	67
		Public Hearing Opened.	
		Please Limit Your Remarks to 3 Minutes. Public Hearing Closed	
		Council Discussion.	
		Action- <u>Motion to Waive</u> the Reading in Full of Ordinance Approving Text Amendment to Chapter 6.36 (Animals and Land Use) of the Municipal Code.	
		Action- <u>Motion to Introduce</u> Ordinance by Title Only. (Roll Call Vote)	
11.	10 Minutes	<u>ZONING AMENDMENT, ZA-04-24: CITY OF MORGAN HILL-FENCE HEIGHT AMENDMENT</u>	89
		Public Hearing Opened.	
		Please Limit Your Remarks to 3 Minutes. Public Hearing Closed	
		Council Discussion.	
		Action- <u>Motion to Waive</u> the Reading in Full of Ordinance Approving Text Amendments to Chapter 18.56 (Exception and Modifications) of the Municipal Code.	
		Action- <u>Motion to Introduce</u> Ordinance by Title Only. (Roll Call Vote)	

City Council Action

OTHER BUSINESS:

	Time Estimate		Page
12.	15 Minutes	<u>EFFECTIVE USE OF CITY COUNCIL ADVISORY BOARDS, COMMITTEES AND COMMISSIONS, INCLUDING WORKPLAN DISCUSSIONS</u>	109
		<u>Recommended Action(s):</u>	
		1. <u>Consider</u> Response from Parks & Recreation and Library Commissions Regarding Terms of Office Schedule; and	
		2. Council <u>Discussion</u> and <u>Direction</u> .	
13.	5 Minutes	<u>CONSIDERATION OF COUNCIL'S 2005 GOALS</u> (Continued from 2/23/05).....	113
		<u>Recommended Action(s): Adopt</u> the Revised Draft 2005 Goals	

FUTURE COUNCIL-INITIATED AGENDA ITEMS:

Note: in accordance with Government Code Section 54954.2(a), there shall be no discussion, debate and/or action taken on any request other than providing direction to staff to place the matter of business on a future agenda.

ADJOURNMENT